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DATE: SEPTEMBER 10, 2003

NUMBER OF PAGES (INCLUDING
THIS TRANSMITTAL COVER SHEET): 13

OUR REFERENCE: 305336

OFFICIAL

FROM: PAUL J. FILBIN
REGISTRATION NO. 51,677

TO: EXAMINER JUSTIN FISCHER
ART UNIT 1733
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231

TELEPHONE NUMBER: (703) 605-4397
FACSIMILE NUMBER: (703) 872-9310

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SEP 10 2003

IN RE APPLN. OF: GRIDLEY ET AL.
SERIAL NO. 09/492,602
FILED: JANUARY 27, 2000
FOR: METHOD AND APPARATUS FOR RETREADING TIRES
GROUP ART UNIT: 1733
EXAMINER: J. FISCHER

ATTACHED:

- TRANSMITTAL (1 PAGE IN DUPLICATE)
- RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (10 PAGES)

A confirmation copy of the transmitted documents will:

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OFFICIAL

FORM PTO-1083

PATENT

Attorney Docket No. 305336

Date: September 10, 2003

In re Application of: Gridl y et al.

Application No. 09/492,602

Filed: January 27, 2002

For: METHOD AND APPARATUS FOR RETREADING TIRES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to an office communication in the subject application.

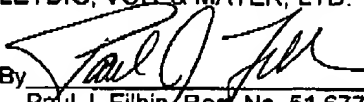
☐ Applicants claim small entity status of this application under 37 CFR 1.27.☒ Petition for Extension of Time☐ Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$410.00 (enclosed).☒ Applicants believe that no petition for an extension of time is necessary. However, to the extent that such petition is deemed necessary, Applicants hereby petition for a sufficient extension of time to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.☒ No additional claim fee is required.☐ Other:

The claim fee has been calculated as shown below:

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDIT. CLAIM FEE	RATE	ADDIT. CLAIM FEE
TOTAL	24	MINUS	35	=	x 9=	\$	x 18=	\$
INDEPENDENT	3	MINUS	4	=	x 42=	\$	x 84=	\$
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM				+ 140=	\$	+ 280=	\$
					TOTAL	\$	TOTAL	\$

☐ Please charge my Deposit Account No. 12-1216 in the amount of \$0.00. A duplicate copy of this sheet is attached.☐ A check in the amount of \$ is attached.☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216. A duplicate copy of this sheet is attached.☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.☒ Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,
LEYDIG, VOIT & MAYER, LTD.

By 
Paul J. Filbin Reg. No. 51,677

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#21/D

PATENT

Attorney Docket No. 305336

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAE

9/13/03

In re Application of:

Gridley et al.

Application No. 09/492,602

Art Unit: 1733

Examiner: J.R. Fischer

Filed: January 27, 2000

For: METHOD AND APPARATUS FOR
RETREADING TIRES

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

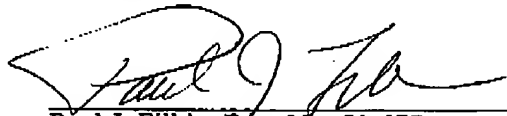
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment dated August 11, 2003, applicants submit the following listing of claims as a substitute for the listing of claims submitted with applicants' response dated August 4, 2003. The substitute listing of claims presented herein shows that claim 49 is canceled and sets forth the text of the withdrawn claims 35-39 and 51-53.

AMENDMENTS TO THE CLAIMS begin on page 3 of this paper.

Respectfully submitted,



Paul J. Filbin, Reg. No. 51,677
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Date: September 10, 2003

In re Appln. of Gridley et al.
Application No. 09/492,602

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8			
I hereby certify that this Response to Office Action and all accompanying documents are, on the date indicated below, <input type="checkbox"/> being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or <input checked="" type="checkbox"/> being facsimile transmitted to the U.S. Patent and Trademark Office, Attention: Examiner J.R. Fischer, Art Unit 1733, Facsimile Number (703) 872-9310.			
Name (Print/Type)	Debra Hall		
Signature	Debra Hall	Date	September 10, 2003